## UNITED STATES DISTRICT COURT EASTERN DISTRICT OF NORTH CAROLINA EASTERN DIVISION

EASTERN DIVISION	
ANTHONY LEE McNAIR, Plaintiff,  v.  UNITED STATES OF AMERICA, Defendant.	) ) ) ) ) ) JUDGMENT ) ) No. 4:12-CV-139-F ) )
Decision by Court.	
This action came before the Honorable James C. Fox, Senior United States District Judge, for ruling as follows.	
IT IS ORDERED, ADJUDGED AND DECREED that the court hereby ADOPTS the Magistrate Judge's M&R and Plaintiff's application to proceed <i>in forma pauperis</i> is ALLOWED but his Complaint is DISMISSED. Any other pending motions are DENIED as moot.	
This Judgment Filed and Entered on October 29, 2012, and Copies To:	
Anthony Lee McNair (via regular mail to 1228 Hill Street, Rocky Mount, NC 27801)	
DATE October 29, 2012	JULIE A. RICHARDS, CLERK /s/ Susan K. Edwards (By) Susan K. Edwards, Deputy Clerk